

rr112103.txt

1

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

QUINTIN HAWKINS,  
Plaintiff,

vs.

CASE NO.

THOMAS STANTON, et al.,  
Defendants.

C-1-01-783

DEPOSITION OF: REX REYNOLDS

Videographic deposition of REX REYNOLDS,  
taken pursuant to Notice, before Melanie Reagan  
Strange, Court Reporter and Notary Public, State of  
Alabama at Large, in the Ramada Inn, Huntsville  
Airport East, 8716 Madison Boulevard, Huntsville,  
Alabama, on the 21st day of November, 2003,  
commencing at 10:16 a.m. pursuant to the stipulations  
set forth herein.

Melanie Reagan Strange, Court Reporter

rr112103.txt

2

1 S T I P U L A T I O N S

2 IT IS HEREBY STIPULATED AND AGREED, by and  
3 between counsel that the videographic deposition of  
4 REX REYNOLDS may be taken on the date and time  
5 specified and in the action denominated herein before  
6 Melanie Reagan Strange, Court Reporter and Notary  
7 Public.

8 IT IS FURTHER STIPULATED AND AGREED that the  
9 signature to and reading of the deposition by the  
10 witness is waived, the deposition to have the same  
11 force and effect as if full compliance had been had  
12 with all laws and rules of Court relating to the  
13 taking of deposition.

14 IT IS FURTHER STIPULATED AND AGREED that it  
15 shall not be necessary for any objections to be made  
16 by counsel to any questions, except as to form or  
17 leading question, and that counsel for the parties  
18 may make objections and assign grounds at the time of  
19 trial or at the time said deposition is offered on  
20 evidence, or prior thereto.

21 IT IS FURTHER STIPULATED AND AGREED that  
22 notice of filing of this deposition by Commissioner  
23 is waived.

□

rr112103.txt

1 A P P E A R A N C E S

2

3 APPEARING ON BEHALF OF THE PLAINTIFF:

4 Mr. Fanon A. Rucker  
5 Attorney at Law  
6 Santen & Hughes  
312 Walnut Street  
Cincinnati, Ohio 45202

7

8 APPEARING (via telephone) ON BEHALF OF THE

9 DEFENDANTS:

10 Mr. Michael J. Harmon  
11 Senior Assistant Trial Counsel  
City of Cincinnati  
12 801 Plum Street  
Room 214  
13 Cincinnati, Ohio 45202

14 Mr. Stephen Lazarus  
15 Attorney at Law  
Hardin, Lefton, Lazarus & Marks, LLC  
16 915 Cincinnati Club Building  
30 Garfield Place  
17 Cincinnati, Ohio 45202

18 APPEARING ON BEHALF OF THE CITY OF HUNTSVILLE:

19 Mr. M. Bruce Pitts  
20 Assistant City Attorney  
City of Huntsville  
21 P. O. Box 308  
Huntsville, Alabama 35810

22 ALSO PRESENT:

23 Mr. Don Griffin, Videographer

□

rr112103.txt

2	WITNESS: REX REYNOLDS	
3		PAGE
4	Examination by Mr. Rucker	6-54
5	Examination by Mr. Harmon	54-57
6	Examination by Mr. Lazarus	57-58
7	Further Examination by Mr. Rucker	58-60
8		
9	Reporter's Certificate of Completion	61
10	-----	
11	INDEX OF EXHIBITS	
12		
13	PLAINTIFF'S EXHIBITS:	MARKED
14		
15	PX-1	12
16	PX-2	19
17	PX-3	19
18	PX-4	27
19	PX-5	29
20	PX-6	31
21	PX-7	38
22		
23		

□

5

1 11/20/03 PROCEEDINGS 10:16 a.m.  
2 MR. GRIFFIN: On the record, 10:16 a.m.,  
Page 4

rr112103.txt

3 November 21st, the year 2003. This is the deposition  
4 of Mr. Rex Reynolds. This deposition is taking place  
5 at the Ramada Inn Airport, Huntsville, Alabama. At  
6 this time, would the attorneys identify themselves  
7 for the record and who they represent starting with  
8 the Plaintiff's attorney here in the room.

9 MR. RUCKER: My name is Fanon Rucker. I am an  
10 attorney with Santen & Hughes. I represent Quintin  
11 D. Hawkins in the case of Quintin D. Hawkins versus  
12 Thomas Stanton, et al.

13 MR. GRIFFIN: Now to the telephone.

14 MR. HARMON: My name is Michael, middle  
15 initial, J. Harmon, H-a-r-m-o-n, Senior Assistant  
16 Trial Counsel for the City of Cincinnati representing  
17 the Cincinnati police officer defendants.

18 MR. GRIFFIN: Now for the defendant.

19 MR. LAZARUS: This is Steve Lazarus, L-a-z, as  
20 in zebra, a-r-u-s, also on the phone from Cincinnati  
21 as special counsel for the individual officers and in  
22 their individual capacities.

23 MR. PITTS: And I am Bruce Pitts, and I am an

□

6

1 assistant city attorney with the City of Huntsville,  
2 Alabama, and I am here as a representative of  
3 Sergeant Rex Reynolds, the witness.

4 MR. GRIFFIN: Ms. Court Reporter, would you  
Page 5

rr112103.txt

5 swear the witness, please?

6 REX REYNOLDS,

7 being first duly sworn, was examined and testified as  
8 follows:

9

10 EXAMINATION BY MR. RUCKER:

11 Q. Rex Reynolds, I introduced myself earlier. My name  
12 is Fanon Rucker. I'm going to be taking your  
13 deposition for this case this morning. Have you ever  
14 had your deposition taken before?

15 A. Yes, sir, I have.

16 Q. All right. Just in general rules, everything that's  
17 being said, the court reporter is going to be taking  
18 down. It's a little bit different circumstance here  
19 because it's also being videotaped. But the court  
20 reporter cannot take down head nods and head shakes,  
21 so I'd ask that any response that you give to any of  
22 the questions be made verbally. The record can't  
23 record head nods and head shakes. If there's any

□

7

1 time when you need to take a break, please just ask  
2 me. This is not intended to be a marathon, and I  
3 believe we can get through this relatively quickly.  
4 Do you have any questions of me before we begin?

5 A. No, sir, I do not.

rr112103.txt

- 6 Q. Okay. For the record once again, could you please  
7 state your name, spell your last name for the record.  
8 A. I'm Lieutenant Rex Reynolds. Last name  
9 R-e-y-n-o-l-d-s. I was a sergeant at the time of the  
10 case in question.  
11 Q. And how long have you been with the Huntsville Police  
12 Department?  
13 A. I'm in my 24th year.  
14 Q. And what is your assignment currently?  
15 A. I am a shift manager assigned to the south precinct,  
16 7900 Bailey Cove Road.  
17 Q. And in July and August of 2001, what were your  
18 responsibilities as sergeant for the Huntsville  
19 Police Department?  
20 A. I was the supervisor in the major crimes unit, which  
21 include the homicide unit.  
22 Q. And so at the time of July or August of 2001,  
23 approximately how many open major crimes were under

□

8

- 1 your supervision?  
2 A. When you say open major crimes, that constitutes  
3 domestic violence, homicide, child abuse, sexual  
4 offenses. I couldn't give you an accurate account to  
5 that. That's an extremely high number.  
6 Q. At the time, specifically July and August of 2001,  
7 how many other officers were under your supervision  
Page 7

rr112103.txt

8 as sergeant?  
9 A. Direct supervision, nine.  
10 Q. All right. Are you familiar with the NCIC?  
11 A. I am not that familiar with NCIC, no.  
12 Q. Do you know what those initials stand for?  
13 A. National Center for Institute Communication -- I'm  
14 not --  
15 Q. Okay. And do you know, I guess do you know how  
16 information is placed in the NCIC?  
17 A. It's done by NCIC operators.  
18 Q. Are you aware of any certification necessary to be  
19 able to put in suspect's information into the NCIC,  
20 if you know about any of these things?  
21 A. There is a certification necessary, yes, sir.  
22 Q. Are you or were you familiar with the person by the  
23 name of Quentin, Q-u-e-n-t-i-n, Haskins?

□

9

1 A. I have become familiar with him, yes, sir.  
2 Q. When did you first become familiar with the name of  
3 an individual, excuse me, with an individual by that  
4 name?  
5 A. By the name or the individual?  
6 Q. By that name?  
7 A. By the name, that name came about as a result of a  
8 homicide that occurred in our jurisdiction on May the



rr112103.txt

- 9 18th of 2001, the victim being a Kurantiya Garner,  
10 that occurred at 1302 H Boxwood Drive, and he was the  
11 suspect in this homicide.
- 12 Q. Who was the investigator for that particular crime?  
13 A. The lead investigator on this homicide was  
14 Investigator Kathy Pierce.
- 15 Q. Okay. And was a report generated from that  
16 investigation?  
17 A. Yes, there was.
- 18 Q. If you know, was Mr. Haskins ever interviewed by  
19 Detective Pierce prior to May of 2001 regarding this  
20 particular crime?  
21 A. Not that I am aware of.
- 22 Q. Do you know if there was a physical description of  
23 Mr. Haskins available to the investigators in this

□

10

- 1 case prior to a warrant being issued in May of 2001?  
2 A. There was information. I can't testify as to the  
3 accuracy of that information, but there was some  
4 information obtained from a previous case that  
5 occurred within our jurisdiction involving Mr.  
6 Haskins to where he provided the police department  
7 false information during the arrest.
- 8 Q. And we'll get into the false information he provided  
9 in that earlier case. But from that earlier case, do  
10 you know if there were photographs of Mr. Haskins

rr112103.txt

- 11           that were taken by the Huntsville Police Department?
- 12       A.   There was.
- 13       Q.   And do you know if from that prior investigation
- 14           there were physical descriptions that were kept
- 15           regarding Mr. Haskins?
- 16       A.   There was, and I have in my hand a document from what
- 17           I retrieved the information from.
- 18       Q.   We'll get to that in a moment also. You've indicated
- 19           that Kathy Pierce was the lead investigator on the
- 20           case?
- 21       A.   That is correct.
- 22       Q.   Who is Kathy Pierce?
- 23       A.   She's an investigator that worked under my

□

11

- 1           supervision at that time. She's a homicide
- 2           investigator.
- 3       Q.   And did you discuss this matter with her prior to a
- 4           murder warrant being issued on the case?
- 5       A.   Sure. I'm sure there may have been ongoing
- 6           conversations about the homicide, as we would in any
- 7           case.
- 8       Q.   To your knowledge, when the warrant was issued, did
- 9           you have any information on Quentin Haskins's
- 10          whereabouts?
- 11       A.   Not that I'm aware of personally, no.

rr112103.txt

- 12 Q. Prior to August of 2001, did Huntsville have  
13 Haskins's fingerprints on file, to your knowledge?  
14 A. Based on the fact that he was arrested, then we would  
15 have had those fingerprints under a different alias  
16 name.  
17 Q. Did Huntsville have any information that Haskins had  
18 alias names?  
19 A. Yes, we did.  
20 Q. What alias names were you aware of?  
21 A. I have in front of me a BOLO sheet that was generated  
22 by Kathy Pierce and maybe myself, I may have assisted  
23 in generating this, that involved the initial be on

□

12

- 1 the lookout for in reference to the May 17th  
2 shooting, and the alias name was Quanza O'Neal  
3 Hawkins.  
4 Q. Okay. Were there any other alias names that  
5 Huntsville had information regarding Mr. Haskins?  
6 A. It's my understanding, through general conversations,  
7 that there was several different ways that that name  
8 had been changed around. I can't testify as to what  
9 those are.  
10 Q. Was that information regarding those aliases ever  
11 input into any type of computer from Huntsville, if  
12 you know?  
13 A. Yes, based on the fact that I have seen NCIC reports

rr112103.txt

14 that contain that alias name.

15 Q. I'm going to show this, I guess, to the camera and  
16 then give it to the court reporter for marking as an  
17 exhibit. This will be marked as Plaintiff's Exhibit  
18 1 in this deposition.

19 (Whereupon, Plaintiff's Exhibit Number 1  
20 was marked for identification.)

21 MR. HARMON: Could you please describe the  
22 exhibit for us?

23 MR. RUCKER: The exhibit is a document. The

□

13

1 top of it states "Notice and Warning, for official  
2 criminal justice agency use only." It's page nine of  
3 23 from the city attorney's office, September 19th,  
4 2001. It has been previously entered as an exhibit,  
5 I believe in Stanton's deposition. The bottom corner  
6 indicates "This NCIC interstate identification index  
7 response is the results of your inquiry on NAM," back  
8 slash, "Haskins," comma, Q-u-i-n-t-o-n. That's a  
9 description of the document, and I'll be asking some  
10 questions about it.

11 Q. (BY MR. RUCKER:) Lieutenant, I'm going to ask you to  
12 take a look at the document I've placed in front of  
13 you styled as Exhibit 1.

14 A. Okay, it appears to be an NCIC transaction that

rr112103.txt  
15 occurred on May the 21st, 2001.  
16 Q. All right. And could you describe -- have you seen  
17 this document before?  
18 A. I would say that this document resembles some copies  
19 that I have seen in looking over this case, yes.  
20 Q. All right. And the information that's in the bottom  
21 corner, does that indicate the FBI number for a  
22 Quentin O. Haskins?  
23 A. It does.

□

14

1 Q. And though the record speaks for itself, could you  
2 read the FBI number that is on that document?  
3 A. The one adjacent to the inquiry named Quentin Haskins  
4 is 766087KB5.  
5 Q. All right. And on the line below the name and FBI  
6 number, is there identification for the person's  
7 height and weight?  
8 A. Yes, there is.  
9 Q. Could you just read into the record the information  
10 from that document?  
11 A. Yes. "Sex, male; race, black; birth, 8/18 of '78;  
12 height, 6'4"; weight, 180 pounds; eyes, brown; hair,  
13 black; birthplace, Virginia."  
14 Q. And below that line --  
15 A. It also denotes that there's no photograph.  
16 Q. Okay. And below that line, there is something that

rr112103.txt

- 17 indicates fingerprint class. Are you familiar with  
18 that terminology?  
19 A. I am not.  
20 Q. And there is also something adjacent to that  
21 indicating pattern class. Are you familiar with that  
22 terminology?  
23 A. I am not.

□

15

- 1 Q. Below that it indicates alias names. Could you just,  
2 for the record, read those names that are listed  
3 there?  
4 A. Yes. Alias names listed under Quentin Haskins:  
5 O'Neil Haskins, Quentin O'Neil Haskins, Quentin  
6 O'Neal Haskins and Quinton O'Neil Haskins; the  
7 difference being the spelling of Quentin and O'Neal.  
8 Q. Are any of those items, and normally they speak for  
9 themselves, do any of those items there indicate a  
10 spelling of --  
11 A. This has been cut off at the bottom. This is not a  
12 complete document.  
13 Q. There is a second page to the exhibit.  
14 A. Okay. The second page shows 8/23. This one shows  
15 9/23. I don't know if they go together or not.  
16 Q. If you look at the very bottom, there's an indication  
17 of "scars," hyphen, "marks, other alias names."

rr112103.txt

- 18 A. Right, uh-huh.
- 19 Q. And at the top of the following page it indicates
- 20 "TAT R arm."
- 21 A. Yes, uh-huh.
- 22 Q. Would that appear to you to be a contiguous page
- 23 based on the fact that they're asking about scars and

□

16

- 1 marks?
- 2 A. I couldn't say that it goes together because there's
- 3 nothing that shows that it does.
- 4 Q. Would you -- do you know the source of these
- 5 documents?
- 6 A. These documents appear to be NCIC transactions.
- 7 Q. Were you aware that they were provided to me by the
- 8 city attorney's office?
- 9 A. I see city attorney office on the top, yes.
- 10 Q. And the Page 9 of 23 and then the Page 8 of 23, do
- 11 you dispute that those appear to have been following
- 12 each other, at least being sent?
- 13 A. I would say they've been sent, yes.
- 14 Q. On the alias names, does there appear to be any other
- 15 alias names that were on the NCIC computer at that
- 16 time, based on what you have in front of you?
- 17 A. I do not see any additional names.
- 18 Q. On the following page, on the bottom corner of the
- 19 page, there is an additional body of information.

rr112103.txt

20        Could you identify just the general nature of that  
21        information?

22    A.   Under the wanted person?

23    Q.   That's correct.

□

17

1    A.   It gives an ORI number, I think, which identifies an  
2        agency name, wanted person being a Quentin Haskins,  
3        male, black, D.O.B -- place of birth Virginia, DOB  
4        being 8/18 of '78, 6'4", 180 pounds.

5    Q.   Is that information consistent or is it the same  
6        information as appears on the first page of Exhibit  
7        1?

8    A.   Yes, it appears to be the same.

9    Q.   And where the FBI number is indicated on that second  
10       page, is that also the same FBI number that's  
11       indicated on the first page?

12   A.   766087KB5. It is the same, yes, sir.

13   Q.   Thank you. You can put that exhibit to the side. In  
14       the early morning hours of July 31st -- and I  
15       understand this is over two years ago.

16   A.   Right.

17   Q.   Were you contacted by someone in your office about a  
18       call or some kind of communication from LYLE (sic)?

19   A.   I was not. I was contacted by our records division.

20   Q.   And just for purposes of general information, what is



rr112103.txt

21 the records division's purpose or what do they do in  
22 the Huntsville Police Department?  
23 A. They have the responsibility of maintaining all

□

18

1 records within our department to involve criminal,  
2 civil, accidents. They also serve as an information  
3 center, I would think, like NCIC, ROCIC and other  
4 outside communique such as that.  
5 Q. And approximately, if you recall, approximately what  
6 time was it that you were contacted in those early  
7 morning hours?  
8 A. I want to say that it was after midnight. I was  
9 awoken that night by my pager going off, and it was  
10 the records division and I returned the call.  
11 Q. All right. And who specifically from the records  
12 division contacted you?  
13 A. I'm pretty sure that it was Esther Funk.  
14 Q. Okay. And is Esther Funk an operator for the records  
15 division of Huntsville?  
16 A. I believe at that time she was a supervisor within  
17 the records division, and I know she is now. I  
18 believe that was true then.  
19 Q. What was the nature of the information?  
20 A. Basically that she had information to believe that  
21 they had in custody in Cincinnati, Ohio an individual  
22 that was wanted for murder within our agency based on

rr112103.txt

23 a warrant generated by Investigator Kathy Pierce.

□

19

1 Q. And you say that the warrant was generated by Kathy  
2 Pierce. Do you know the date that that warrant was  
3 generated?

4 A. I'll refer here to a copy I have of that warrant, and  
5 it was signed on August 14th, 2001.

6 Q. The warrant was signed on August 14th of 2001?

7 A. I'm sorry, that was when he was entered in. I do not  
8 have the -- let's see. Okay. It was signed on May  
9 18th, 2001.

10 MR. RUCKER: For the record, I am pulling the  
11 warrant from the District of Madison County. It's a  
12 two-page document. The first page that I'm going to  
13 be referring to indicates "Affidavit for warrant,  
14 form 8." This will be marked as Plaintiff's Exhibit  
15 2.

16 And the warrant itself, where there was an entry on  
17 the warrant signed on August 14th, will be marked as  
18 Plaintiff's Exhibit 3.

19 (Whereupon, Plaintiff's Exhibit Numbers

20 2 and 3 were marked for identification.)

21 Q. (BY MR. RUCKER:) If you would like to briefly take a  
22 look at Exhibits 2 and 3.

23 A. (Witness complies.)

rr112103.txt

□

20

- 1 Q. For the record, what is Exhibit 2?
- 2 A. Exhibit 2 appears to be the underside copy of an
- 3 original warrant generated by Kathy Pierce and signed
- 4 by warrant magistrate Ken Taylor.
- 5 Q. And is that the warrant that you were describing that
- 6 was issued for Mr. Haskins?
- 7 A. That is true.
- 8 Q. Now, the name on the warrant actually is Quanza
- 9 O' Neill Hawkins.
- 10 A. There's actually two names. It's State of Alabama
- 11 versus Quentin Haskins, date of birth 8/18 of '78 and
- 12 then there's an alias of Quanza O'Neill Hawkins with
- 13 a date of birth of 8/18 of '80.
- 14 Q. And do you know who handwrote the information in
- 15 there? Looks like there's some handwriting on the
- 16 name and the alias.
- 17 A. I did not see that written in, but it's my
- 18 understanding, since I supervised Kathy Pierce, I
- 19 inquired as to why that was written in there, and she
- 20 advised me she was told to do so by the warrant
- 21 magistrate once new information was obtained about
- 22 his identity.
- 23 Q. Was that regarding the belief that the person who was

rr112103.txt

□

21

- 1 in custody in Cincinnati was operating under the name  
2 of Quentin Hawkins?
- 3 A. I do not think that would be based on that. I don't  
4 know that when this warrant was signed that they had  
5 information in Cincinnati, but Kathy would have to  
6 testify to that.
- 7 Q. And the physical description of the person on the  
8 warrant, could you read that physical description,  
9 please?
- 10 A. Black male, 6'2", 180 pounds, black and brown, 8/18  
11 of '80.
- 12 Q. And is that information consistent with the  
13 information that we referred to in Exhibit 1 that was  
14 on the computer?
- 15 A. I believe that is consistent, yes.
- 16 Q. Okay. You can place 2 and 3 aside. All right.  
17 Returning to the call from Cincinnati, what did you  
18 do when you received information regarding the wanted  
19 individual based on the warrant?
- 20 A. When I received that call, I, in turn, called a  
21 number given to me, I believe by Esther, of  
22 513-946-6100. I called that number and asked to  
23 speak to an officer that was involved in the arrest

rr112103.txt

22

1 of Quentin Haskins and that officer was not present.  
2 Q. Do you recall that officer's name?  
3 A. I was given the name based on what I had written down  
4 on my handwritten notes from my notebook, an Officer  
5 Stanon, S-t-a-n-o-n. I do not know if that spelling  
6 is correct.  
7 Q. And when you called back -- how long was it that you  
8 called back after you received information regarding  
9 the incarcerated individual?  
10 A. As soon as I received the page and spoke with our  
11 records division that night is when I called back.  
12 Once I spoke briefly with the jailor there, then I  
13 asked for contact information on one of the arresting  
14 officers so that I could assist in confirming that  
15 they did have the individual. And the number I was  
16 given for Officer Stanon was 513-352-3591 with an  
17 extension of 470. I've got the time of 10:50 p.m.  
18 written down, and it's the best of my recollection  
19 that that hit at a time he was either coming in or  
20 going out of probably a roll call area or something  
21 to that effect, and I attempted it that night. Once  
22 I hung up, he was not present, and I attempted it  
23 again the next day and he, again, was not present.

rr112103.txt

23

- 1 Q. When you called to Cincinnati, did you speak to  
2 anyone about Haskins?
- 3 A. Yes, I spoke to -- each time I called the number, I  
4 couldn't tell you the amount of times. I wouldn't  
5 say it was over two or three times in a two to three  
6 day period. The only name that I wrote down in my  
7 notes as speaking to was a Dick Ruzsa, R-u-z-s-a;  
8 there again, I think I based that spelling on the way  
9 I appeared it would be spelled. And I had a  
10 different phone number written down underneath his  
11 name of 946-6324.
- 12 Q. And I'm still talking about the early morning hours  
13 of what would be July 31st, 2001. Did you have any  
14 communication with anyone in Cincinnati regarding  
15 their continued incarceration of the person they  
16 believed to be Quentin Haskins?
- 17 A. I don't know that I did any type of direction about  
18 the incarceration, but I spoke to them about one of  
19 the physical attributes that I knew of the suspect.  
20 Because like I say, I hold in my hand a BOLO sheet  
21 from the major crimes unit that I had in my briefcase  
22 there in my car there at my residence, and that's the  
23 only information that I had to go by. The only thing

□

rr112103.txt

1       that I did know outside of that, based on a  
2       conversation I had with Kathy Pierce prior to her  
3       leaving town, is that she had at some point during  
4       the investigation received information that the  
5       suspect was in Mississippi. She was getting  
6       information, I believe, from a relative of Mr.  
7       Haskins, and he, at some point, spent time in the  
8       hospital in Mississippi. In fact, the initial  
9       information we received had us call that hospital  
10      thinking he was still being held there. And from  
11      that call we had learned that that individual had  
12      some type of surgery. I think it dealt with some  
13      type of stomach problems, but he had a pretty good  
14      wound or scar across his abdomen, and I relayed that  
15      to the individual that I spoke to in Cincinnati.  
16    Q. And do you recall that person that you gave that  
17      information to in Cincinnati?  
18    A. I do not. The only name that I noted during my  
19      conversations there with those individuals at the  
20      jail was a Dick Ruzsa.  
21    Q. When you gave that information to whoever you spoke  
22      to, did you give any, did you make any request of  
23      them regarding the scar?

□

25

1    A. I just asked that they might check that, that would  
    Page 23

rr112103.txt

2 be a way to assist that, and that I would not be able  
3 to provide them any additional information until the  
4 next day until I could get photographs and send them  
5 in.

6 Q. When you requested that they check the scar, was  
7 there any response to your request?

8 A. That they would check it. You've got to realize --  
9 and I'm familiar with booking areas, and when I  
10 called in it sounded like a very busy place. The  
11 jailer was pretty short in his communications with  
12 me, so it was not like it was a long, ongoing  
13 conversation, and he just basically said he would  
14 check it. And I called our records division back and  
15 told them to attempt to locate a photograph or any  
16 way that they could assist Cincinnati in identifying  
17 him. And what they did after that point I don't  
18 know. I just know that when I came in the next  
19 morning I received a message -- I still have the  
20 original message -- to call our records division back  
21 at 427-7117.

22 Q. Do you recall if there was any discussion about the  
23 person having a tattoo?

□

26

1 A. It would not have come from me that night; however,  
2 based on information that our records would have had



rr112103.txt

3           there at their exposure was that there was a tattoo  
4           on the right arm that showed specifically "hard knock  
5           life," but I did not have that information on my BOLO  
6           sheet that I had with me.

7       Q.   Do you know or did you later learn that Esther Funk  
8           had communicated that information to anyone in  
9           Cincinnati on the early morning hours of July 31st?

10      A.   I am not aware of that, no.

11      Q.   Thank you. Do you recall, was there any discussion  
12           regarding photographs of the individual that was  
13           incarcerated?

14      A.   Are we referring to that night or the next day at  
15           this point?

16      Q.   Either that night or the next morning?

17      A.   The next day I was involved in speaking with our  
18           records division in that they had some communique  
19           about requesting a photograph. I received a fax  
20           number of 513-946-6149 and requested a photograph.  
21           The only photograph that I had at that time was the  
22           Huntsville Police Department sheet that comes from  
23           our I-LEADS system which contains the alias name of

□

27

1           Quanza O'Neal Hawkins and a photograph in the upper  
2           left corner, and I faxed that sheet, actually I had  
3           the secretary fax that sheet to Cincinnati.

4       Q.   And do you recall the number that you sent that to?

rr112103.txt

5 A. The only number I have written down is the  
6 513-946-6149.  
7 Q. And do you recall who, if anyone, you sent that  
8 attention? Excuse me.  
9 A. I do not have that information. I do not have a copy  
10 of that fax sheet.  
11 Q. I don't believe that the hotel has a copy machine.  
12 Is that the only copy that you have of the particular  
13 photograph that you faxed to Cincinnati?  
14 A. Actually this is a copy, because in my left hand here  
15 is the original because it's where it was stapled.  
16 This is a copy.  
17 MR. RUCKER: This is a new exhibit that I have  
18 in my hand, and it's going to be marked as  
19 Plaintiff's Exhibit 4 in this deposition. I'll  
20 provide copies to counsel when I return to  
21 Cincinnati.  
22 (Whereupon, Plaintiff's Exhibit Number 4  
23 was marked for identification.)

□

28

1 Q. (BY MR. RUCKER:) When that document was faxed to  
2 Cincinnati, did you ever get a response regarding the  
3 fact that it was reviewed by someone?  
4 A. It was my understanding we got communication back,  
5 because I do remember returning to the computer to

rr112103.txt

6 obtain a more quality photo, that the photo was not  
7 very clear when it went through the fax. If you'll  
8 give me just a minute I believe I have a picture of  
9 the other photograph that I retrieved from our  
10 I-LEADS system. And there again, I couldn't tell you  
11 exactly what time this was going on, it being such a  
12 long time ago, but at some point I called Cincinnati  
13 back. Here is the photograph that I pulled from the  
14 system and was going to save, scan that, save that  
15 photograph and attempt to e-mail it to Cincinnati. I  
16 called Cincinnati back there to the jail, being this  
17 was the only number I had, and requested an e-mail.  
18 And whoever I spoke with at that time, I think, was  
19 the first to tell me that the individual had, they  
20 had already matched the individual with the  
21 fingerprints, and it was the suspect that we wanted  
22 here in Huntsville. And so that ended any  
23 involvement I had in the identification process, and

□

29

1 they did ask for a contact name as to who would be  
2 sending notification of extradition. I told them  
3 that would be me; however, it would have to be  
4 authorized by our district attorney, but that I would  
5 make those arrangements.

6 Q. You've pulled up a color photograph of a person who  
7 purports to be, would that be Quentin Haskins?

rr112103.txt

- 8 A. That is correct.
- 9 Q. All right. I'm going to show you a black and white  
10 photograph and ask you is that the same photograph  
11 that's in black and white version?
- 12 A. Yes, it is.
- 13 MR. RUCKER: Okay. I'll ask this be marked as  
14 Plaintiff's Exhibit 1 (sic.) For the record, this is  
15 the photograph of Quentin O. Haskins, user, colon,  
16 KMP, Huntsville Police Department, 05/29/01, 11:24  
17 and 44 seconds, previously provided to counsel.  
18 (Whereupon, Plaintiff's Exhibit Number 5  
19 was marked for identification.)
- 20 Q. (BY MR. RUCKER:) Now, you've mentioned that there  
21 had already been confirmation that the person they  
22 had in custody was the person that you all were  
23 looking for. But was there some discussion about

□

30

- 1 fingerprints, either in that early morning hours or  
2 later that day?
- 3 A. There was a request, but that information would have  
4 been dealt through Esther Funk and identification.  
5 They were -- obviously, I have copies as you do of a  
6 lot of the transactions going on there, but I don't  
7 recall that I was specifically involved in any  
8 fingerprints.

rr112103.txt

- 9 Q. All right. After the information that you received  
10 from Cincinnati and that you were aware of through  
11 Ms. Funk, did you believe that Cincinnati had Quentin  
12 Haskins, the person identified in the murder warrant,  
13 in custody?
- 14 A. I did believe that after they told me that he had  
15 been identified by prints, yes.
- 16 Q. And what did you do after that?
- 17 A. Contacted the district attorney's office. I believe  
18 I spoke with Rob Broussard, one of the assistant  
19 district attorneys, and advised him of the details  
20 and they had him in custody, that he'd been  
21 identified by fingerprints of the individual wanted  
22 in our jurisdiction, and that he then communicated  
23 with our sheriff's department, because they handle

□

31

- 1 the extradition process. And I do not have a copy of  
2 that form, but basically, he sent communique to  
3 Hamilton County for the purpose of extradition.
- 4 Q. And do you know approximately when that communique  
5 would have been sent?
- 6 A. I do not have that information, no.
- 7 Q. And just to regress for one moment, I'm going to show  
8 you what's previously been marked as an exhibit and  
9 will be marked today as Plaintiff's Exhibit 6.
- 10 MR. RUCKER: For the record, it is the FBI

rr112103.txt

11 U. S. Department of Justice Clarksburg, to Hamilton  
12 County S. O., attention Deputy Lawrence Guthier, the  
13 FBI confirmation to counsel. I'm going to ask it be  
14 marked as Plaintiff's 6.

15 (Whereupon, Plaintiff's Exhibit Number 6  
16 was marked for identification.)

17 Q. (BY MR. RUCKER:) Lieutenant, I'm going to ask you to  
18 take a look at that document. Not necessarily that  
19 particular document, but are you familiar with the  
20 form of that document?

21 A. I can identify the document as to what it is. It's  
22 a communique from the Department of Justice in  
23 reference to Quintin Hawkins.

□

32

1 Q. And what is that document indicating, from what you  
2 observed?

3 A. Basically in that -- okay, this was sent on August --  
4 it appears to be sent on August the 15th, 2001, on a  
5 Wednesday at 5:00 p.m. to the Hamilton County records  
6 division in reference to Quintin Hawkins. "The  
7 fingerprints you submitted on the above subject are  
8 identical with Quintin Dante Hawkins, date of birth,  
9 8/18 of '77, FBI number 991 785 CB1."

10 Q. I'm going to ask you briefly to turn back to Exhibit  
11 1 if you still have that in front of you.

rr112103.txt

12 A. (Witness complies.) Okay.

13 Q. There is an FBI number identified on the bottom

14 corner of Exhibit 1. Would you once again read that

15 number, please?

16 A. FBI number beside Quentin Haskins, 766087KB5.

17 Q. Does that match or is that even similar to the FBI

18 number that's on the FBI confirmation sheet?

19 A. It does not.

20 Q. Does the FBI confirmation sheet appear to you to

21 refer in any way to Quentin O. Haskins?

22 A. It does not. It refers to Quintin Dante Hawkins.

23 Q. Thank you. All right. What did you do -- you can

□

33

1 lay that to rest. What did you do after there was

2 communication with the Huntsville DA? Did you have

3 anymore involvement with actually setting up the

4 transportation of the individual from Cincinnati?

5 A. I did not; however, you know, as a supervisor, I had

6 questions with the district attorney as to whether

7 our agency would be responsible for his

8 transportation or would they, and I was told that the

9 Madison County Sheriff's Department would arrange

10 that once they had the extradition warrant, I

11 believe, obtained. I believe they'd need to obtain a

12 governor's warrant. But between that time I know I

13 received a copy of a waiver of extradition that Mr.

rr112103.txt

14 Hawkins had signed. (Indicating.)

15 Q. And you're holding up a document that purports to be  
16 a waiver of extradition from Hamilton County?

17 A. That's correct.

18 MR. RUCKER: That would not be marked as an  
19 exhibit in this case. It's previously been marked as  
20 an exhibit in prior depositions, and will likely be  
21 introduced at trial.

22 Q. (BY MR. RUCKER:) Is there an indication on the  
23 document that Mr. Hawkins was represented by an

□

34

1 attorney in that document?

2 A. There is a witness name, and I cannot -- it's not  
3 legible. Just says "I have full knowledge of the  
4 fact that I have a legal right to an extradition  
5 hearing and voluntarily waive this right. There have  
6 been no promises, threats or incidents made to me in  
7 order to secure my signature to this document." I do  
8 not see anything concerning legal counsel.

9 Q. Thank you. When did you next receive information  
10 about the person coming from Cincinnati?

11 A. I received information, I believe, from the Madison  
12 County Sheriff's Department that that individual had  
13 arrived in their jail. They actually notified the  
14 south precinct. They notified me. I stepped back to



rr112103.txt

15 kathy Pierce's office and/or may have contacted her  
16 in the field. I don't recall which, but told her  
17 that he was there and that I requested she go there  
18 and interview the suspect.

19 Q. And did you receive subsequent communications from  
20 Ms. Pierce?

21 A. I did. She contacted me back by cell phone telling  
22 me that she did not believe that the individual she  
23 just spoke with was, in fact, the individual wanted

□

35

1 for murder in our jurisdiction.

2 Q. Did she explain to you why she believed that was the  
3 case?

4 A. Initially she said that the description did not fit.  
5 She felt like it was somewhat similar facial, but  
6 what she had written down did not fit. I told her  
7 that I needed more confirmation than that, and she  
8 said, "I'm in route to get it. I've had the county  
9 take his fingerprints. I've got a fingerprint card."  
10 And she was going to have it matched. I advised her  
11 to call me back. She did so some matter of time, one  
12 hour, if it was even that long, and she told me that  
13 our fingerprint technician had advised that the  
14 fingerprints that we had on file for the individual  
15 wanted in this murder did not match the individual  
16 that was brought here from Cincinnati.

rr112103.txt

17 Q. What did you do next?

18 A. At that time I contacted the sheriff's department,  
19 the jail direct, told them the situation that I had.  
20 Told them -- I requested that he be moved to a  
21 solitary unit, to go ahead and let him get dressed,  
22 and that I would be finding out the process as to  
23 what I needed to do to correct what had occurred

□

36

1 there. But I knew I needed to initially get him out  
2 of the jail, so I tried to contact the sheriff direct  
3 because I was told that that was the most direct way  
4 to have him removed from the facility, and the  
5 sheriff was out of pocket. I contacted a judge  
6 direct, Susan Moquin, and asked if she could  
7 assistant in having this individual released from  
8 jail. She said she would hear the information. Then  
9 contacted Randy Diehl with the district attorney's  
10 office, and he coordinated with Susan Moquin's office  
11 as to the proper paperwork needed to have him  
12 released from the jail. He was, within a few hours,  
13 taken out of that jail, if that long, and I  
14 instructed Kathy Pierce to bring him to our office  
15 there at 7900 Bailey Cove Road.

16 Q. Now, you indicated that he was asked to be removed to  
17 solitary. Was he in general population prior to that

rr112103.txt

18 time?

19 A. I wouldn't know. I'm not familiar -- I know there  
20 are a lot of areas of general population, and I had  
21 concerns if he was in that, and I had him sent to  
22 solitary. He may have already been there. I don't  
23 know that.

□

37

1 Q. Had you received information regarding the victim's  
2 family in the original murder and them being in the  
3 lockup also?

4 A. I don't think I'm aware of that, no.

5 Q. Were you aware that there were individuals who  
6 believed that the person who was in lockup was, in  
7 fact, Quentin O'Neal Haskins?

8 A. I'm not aware of what anybody would know. I don't  
9 know how knowledgeable it was that that's who the  
10 individual was or that we was even bringing him back.

11 Q. When he was instructed to be brought to you, did you  
12 actually sit down and speak to him?

13 A. I did. And the reason I was somewhat involved, by  
14 that time -- we stayed late that day trying to make  
15 this thing happen as far as getting him out of jail.  
16 And for lack of a better reason, I believe Kathy had  
17 a tennis match that afternoon and she asked if she  
18 could, you know, could I handle it for her and I did.

19 Q. Where physically did you sit down and talk to this

rr112103.txt

20 individual?  
21 A. I believe he sat in the front office there on Bailey  
22 Cove Road, because I know that he asked to utilize  
23 the phone and I allowed him to do so, and then I

□

38

1 asked him basically what he wanted to do, you know,  
2 what did he need to do, where did he need to go. And  
3 he communicated that he wanted to go back to  
4 Cincinnati. From that, I contacted Major Dennis  
5 Wooten, because it was obviously going to involve an  
6 expenditure, and told him what had occurred and felt  
7 like it was best that we get him back to Cincinnati.  
8 So I contacted Delta Airlines and ultimately had him  
9 set on a 8:25 flight back to Cincinnati, and I  
10 personally took him out there.

11 Q. I'm going to show you what's going to be marked as  
12 Plaintiff's Exhibit 7.

13 (Whereupon, Plaintiff's Exhibit Number 7  
14 was marked for identification.)

15 Q. (BY MR. RUCKER:) Could you identify just the form of  
16 that document, disregarding the little scribbly in  
17 the upper right-hand?

18 A. It appears -- it just says "Delta flight 931," which  
19 is consistent with a note written down in my  
20 notebook, an 8:25 flight.

rr112103.txt

- 21 Q. Is that your handwriting?  
22 A. It is not.  
23 Q. Is this, to your knowledge, the information regarding

□

39

- 1 the flight that mister -- well, did you later find  
2 out who the person was who you had been speaking  
3 with?  
4 MR. HARMON: Objection.  
5 MR. RUCKER: I'm sorry?  
6 MR. HARMON: Note an objection. Speaking  
7 about what, speaking with.  
8 MR. RUCKER: First of all, the court reporter  
9 asked for you to identify yourself during the  
10 objection.  
11 MR. HARMON: Okay. Pardon me, Ms. Reporter.  
12 This is Michael Harmon, attorney for the City of  
13 Cincinnati and the defendant officers.  
14 THE WITNESS: Okay. I do go ahead and answer  
15 with an objection, correct?  
16 MR. PITTS: Yes, you can answer.  
17 THE WITNESS: I'm going to refer to a copy of  
18 a document that I have. I had spoken with Delta  
19 Airlines. Our concern was the individual that I was  
20 speaking with had no identification, and we were not  
21 sure how we were going to be able to let him fly. I  
22 spoke with a Delta supervisor. They advised that

rr112103.txt

23 they needed something on departmental letterhead from

□

40

1 me identifying the subject as to how we know him,  
2 basically. This was on August the 15th, 2001. I  
3 made the memo to Delta Airlines representative per  
4 the previous conversation. "I am verifying that the  
5 individual traveling under confirmation BXVKNV is  
6 known to me as Quintin Dante Hawkins, a black male,  
7 8/18 of 1977. Subject has no identification due to  
8 previous transportation to Huntsville, Alabama.  
9 Directed by the Madison County Sheriff's Department  
10 and authorized by the Madison County District  
11 Attorney's Office. Transportation was based on  
12 information received from the Hamilton County Jail."

13 Q. And how did you spell Quintin's name in that  
14 communication?

15 A. Q-u-i-n-t-i-n.

16 Q. Before you took Quintin to the airport, did you show  
17 him any documents or speak to him about what had  
18 occurred a couple weeks prior with regard to Hamilton  
19 County?

20 A. I think we talked in general terms as to how it came  
21 about. He was inquisitive as to how this all came  
22 about, and I even had a couple of questions for him  
23 in that, I guess my most potent question was that,

rr112103.txt

□

41

- 1       you know, if you knew you were not involved in this  
2       homicide and you knew that you were not the  
3       individual in this warrant, why did you waive  
4       extradition to come to Alabama, and he stated that  
5       his attorney told him to.
- 6   Q.   He said his attorney told him to?
- 7   A.   That is correct.
- 8   Q.   He didn't happen to give that attorney's name, did  
9       he?
- 10   A.   Did not. I understood that he said it was a friend  
11       of the family.
- 12   Q.   Did you show him any of the documents that had been  
13       sent to Cincinnati?
- 14   A.   I would say I probably did not because I probably  
15       didn't have access to it. All of that was in the  
16       original file. Kathy was back in town at that point,  
17       and I would not have, I would not have had that  
18       information.
- 19   Q.   Do you know if Kathy showed him anything?
- 20   A.   I couldn't testify to that.
- 21   Q.   Did you tell him that you had had communication with  
22       Cincinnati on the early morning hours of July 31st  
23       and subsequent to that?

rr112103.txt

□

42

- 1 A. I told him that we had talked to Cincinnati on  
2 several occasions.
- 3 Q. And did you advise him that you had spoken to them by  
4 phone?
- 5 A. That would be reasonable. I can't recall my exact  
6 conversation, but yeah, that would be reasonable.
- 7 Q. And when I asked spoken by phone, is that phone as  
8 opposed to or in addition to by computer?
- 9 A. Yeah, I would say both, I mean, if you're asking me  
10 did we do that, then the answer would be yes by both  
11 phone and computer, but not computer as in personal,  
12 as in a single unit, but as in the NCIC.
- 13 Q. And to your knowledge, Quintin got on the plane and  
14 got back to Cincinnati?
- 15 A. Yes, he did. In fact, I believe I stayed there until  
16 we went through the security checkpoint.
- 17 Q. How much was the plane ticket?
- 18 A. A lot, I know. The City of Huntsville paid for that.  
19 I do not have that document, but I want to say it was  
20 well over 700-and-something dollars.
- 21 Q. Was that a first-class plane ticket?
- 22 A. Should not have been.
- 23 Q. Okay. But it was over \$700?



rr112103.txt

43

1 A. I would say it was about \$700, yes.

2 Q. Do you know if you all have any receipts for that  
3 charge or anything showing that charge in your  
4 records?

5 A. We do have receipts reflecting that, obviously,  
6 because I had to forward them to Susan Crowson, our  
7 accountant, but I do not have a copy of that with me,  
8 no.

9 MR. RUCKER: I hope that we'll be in  
10 communication after this deposition. I'll ask that  
11 if you have that, I can make a copy of it and fax it  
12 or send it to me if that would be possible.

13 MR. PITTS: We can provide that, no problem.

14 MR. RUCKER: Thank you.

15 Q. (BY MR. RUCKER:) What did you do when you returned  
16 to the station from dropping Quintin at the airport?

17 A. I don't think I did return to the station. I think I  
18 went home at that point. It was well, several hours  
19 after the end of my shift.

20 Q. Did you speak with anyone at the police station  
21 within 24 hours after you took Quintin to the  
22 airport, about the incident?

23 A. You know, I want to say I had some communication with

rr112103.txt

44

- 1        someone at some point after that, but I don't, I  
2        couldn't tell you who or what the basis was. So  
3        many, so many phone calls and so many electronic  
4        transactions there, I couldn't recall.
- 5        Q. Were any documents, do you know, generated from this  
6        particular incident within the Huntsville Police  
7        Department?
- 8        A. Any documents?
- 9        Q. Memos, notes?
- 10       A. The only additional one that I was aware of was a  
11       supplement report that I received a copy of that  
12       Esther Funk had entered into the computer system.
- 13       Q. All right. Did you draft any memos or notes to  
14       submit to anyone within the police department  
15       regarding this incident?
- 16       A. A memo, I would not say so, no. I know that I had an  
17       occasion to sit down and brief my major, particularly  
18       after he had that \$700 bill on that ticket. The  
19       following day I was called up there, and I briefed  
20       him on what occurred.
- 21       Q. Was there also an expense for the transportation  
22       service?
- 23       A. If there was that would be, that would be to the

□

rr112103.txt

1 Madison County Sheriff's Department. That's a  
2 budgeted item through their system.  
3 Q. Thank you. Did you contact anyone in Cincinnati  
4 after Quintin was placed on the plane?  
5 A. That night, no, I did not.  
6 Q. At any time subsequent to that, within the week after  
7 that?  
8 A. There again, I do believe I spoke with somebody,  
9 because after the conversation with my major we were  
10 somewhat requesting Cincinnati to pay the bill for  
11 having him sent back. And I know that was -- but who  
12 I had a conversation with, I couldn't advise.  
13 Q. I'm going to show you a document that's previously  
14 been marked as an exhibit but will not be entered as  
15 an exhibit here. It's a handwritten letter beginning  
16 "Dave," and it ends with "Dick." And it has at the  
17 bottom, "Sergeant Rex Reynolds, Homicide." I'm just  
18 going to ask you to take a look at this document,  
19 read through that, and ask if that refreshes your  
20 recollection as to who you talked to and what you  
21 talked to them about?  
22 MR. HARMON: Objection. For the record, this  
23 is Michael Harmon for the City of Cincinnati and the

□

46

1 police officers from Cincinnati. Go ahead.  
Page 43

rr112103.txt

2 THE WITNESS: Okay. Now this is obviously not  
3 my handwriting. Are you suggesting it is?  
4 Q. (BY MR. RUCKER:) No, I'm just asking you to take a  
5 look at that document, if that helps you refresh  
6 your recollection as to who you talked to and what  
7 you talked about?  
8 A. "Dave, Sergeant Rex Reynolds from Huntsville, Alabama  
9 P. D. called me about this inmate. He stated that he  
10 is not the guy" --  
11 Q. well, you don't have to read the document. It's been  
12 previously admitted as a deposition, as an exhibit.  
13 A. That's okay. I want to read it.  
14 Q. Okay.  
15 A. "The Sergeant says that the tattoos don't match. I  
16 faxed Alabama the copy of the NCIC hit that they  
17 entered, along with a copy of the letter from the  
18 FBI. The FBI numbers match. Sergeant Reynolds  
19 thought that we were the department that erred. I  
20 pointed out to him that the guy that we had in  
21 custody and the guy who they entered in NCIC had the  
22 same fingerprints. We will most likely hear more  
23 about this guy. If he sues, I believe he has a

□

47

1 winner." And then it's got, "Sergeant Rex Reynolds,"  
2 and it's got my phone number and it's signed by,

rr112103.txt

- 3 looks like Dick.
- 4 Q. Does that help to refresh your recollection as to the
- 5 conversation that you may have had with someone in
- 6 Cincinnati after Quintin was taken to the airport and
- 7 placed on an airplane?
- 8 A. Not really, no. I had several conversations there,
- 9 but I don't know that I was ever in a conversation
- 10 about the tattoos. He -- I'm not sure who Dave is,
- 11 but -- or excuse me, who Dick is, unless that's Dick
- 12 Ruzsa. I would have only talked to him right there
- 13 either that night or the next day, and I wouldn't
- 14 have had any information about the tattoos. But now,
- 15 he may have spoken to our records division, and then
- 16 also based on what I had said, but I don't -- I don't
- 17 know, I mean.
- 18 Q. Did you speak to Dick Ruzsa or Richard Ruzsa at any
- 19 time after Quintin was on a flight about the plane
- 20 ticket?
- 21 A. I called someone afterwards, yes. Who it was, I
- 22 couldn't advise. Now I would imagine that seeings
- 23 how this is the only phone number I had, I would have

□

48

- 1 called that number back. That is correct.
- 2 Q. What was the nature of that conversation, if you
- 3 recall?
- 4 A. You know, basically inquiring into how this could

rr112103.txt

5 have occurred.

6 Q. Did the person that you spoke to offer to pay any  
7 money on the cost incurred by Huntsville?

8 A. Did not.

9 Q. To your knowledge, has Huntsville ever been  
10 reimbursed for the plane ticket that was given to Mr.  
11 Hawkins to return to Cincinnati?

12 A. To my knowledge, no.

13 Q. And if you can answer this question: who do you  
14 believe owes Huntsville the money for the cost it  
15 incurred in this matter?

16 MR. HARMON: Objection, but you may answer.  
17 This is Mike Harmon again for the City of Cincinnati.

18 THE WITNESS: Based on what I can tell you  
19 what my boss felt like, that it should come from  
20 Cincinnati. Now, I will say this, that during this  
21 process I was never aware that there was a difference  
22 between the Cincinnati Police Department and the  
23 facility. And you know, I've now found out that

□

49

1 Hamilton County operates a facility, and Cincinnati  
2 P. D. brings the people into that facility. So a lot  
3 of times I may be referring to "they" or "them" and  
4 may not be specific as to who I'm talking about.

5 Q. (BY MR. RUCKER:) Did you subsequently learn or was

rr112103.txt

6 it subsequently brought to your attention that the  
7 Cincinnati police and perhaps Hamilton County were  
8 working together in some way regarding the arrest and  
9 incarceration of Mr. Hawkins?

10 MR. HARMON: Objection. Mike Harmon from the  
11 City of Cincinnati again. Go ahead.

12 THE WITNESS: I am not aware of that.

13 Q. (BY MR. RUCKER:) Prior to August of 2001, had you  
14 ever communicated with any police agency who  
15 indicated they had a wanted felon that you all were  
16 looking for?

17 MR. PITTS: Do you need him to rephrase that?

18 THE WITNESS: Yeah, I'm not -- are you talking  
19 about this case or any case?

20 Q. (BY MR. RUCKER:) Any case?

21 A. Say that question again.

22 Q. Well, prior to this incident with Mr. Hawkins, had  
23 you ever communicated with any police agency similar

□

50

1 to what happened in the early morning hours of July  
2 30th, who indicated that they had a wanted felon that  
3 Huntsville was looking for?

4 A. I'm sure I have, yes, in 24 years of law enforcement.

5 Q. In your experience as an officer, had you ever  
6 experienced an incident where a prisoner who did not  
7 match the physical description of the wanted person

rr112103.txt

8 was extradited to your agency?  
9 MR. HARMON: Objection. Mike Harmon, City of  
10 Cincinnati. You may answer.  
11 THE WITNESS: I'm not aware of that occurring.  
12 Q. (BY MR. RUCKER:) Was Haskins ever arrested for the  
13 murder warrant; do you know?  
14 A. He was.  
15 Q. Do you know how long after or prior to this incident  
16 he was arrested?  
17 A. I do not have that information.  
18 Q. All right. The next several questions I have are  
19 more housekeeping matters, something I have to take  
20 care of when I get back to Cincinnati. Did you  
21 receive any document -- excuse me. Did you review  
22 any documents to prepare for this deposition?  
23 A. I reviewed my own documents, that is correct.

□

51

1 Q. And that's, for the record, the file that you have in  
2 front of you that you've referred to different times  
3 during this deposition?  
4 A. That is correct, most of which are copies that are  
5 after the case, and some of which are original notes  
6 from my notebook that I had in the original file.  
7 Q. Thank you. Did you meet with anyone within the  
8 Huntsville Police Department to discuss your



rr112103.txt

9 testimony today?

10 A. I don't think we actually discussed my testimony. We

11 discussed the case in general. That was done

12 yesterday in Mr. Pitt's office.

13 Q. Thank you. Are you familiar with a person by the

14 name, prior to this deposition, by the name of

15 Michael Harmon?

16 A. Yes, I am.

17 Q. And were you familiar with the person, before the

18 deposition today, with a person by the name of Steve

19 Lazarus?

20 A. Yes, I am.

21 Q. And have you ever spoken with either of those

22 individuals by phone, e-mail or in person prior to

23 the deposition today?

□

52

1 A. I had received several calls, several meaning less

2 than probably three, from, I believe, both

3 individuals to my message center there at my office.

4 I work third shift, so it's hard to communicate with

5 me. Requested that they'd like to speak to me. I

6 know that on at least two occasions I called Mr.

7 Lazarus back and gave him the information to Mr.

8 Pitts that he would need to go through his office,

9 and I think I did the same for Mr. Harmon.

10 Q. Did you ever personally speak with either of these

rr112103.txt

- 11 individuals about the facts of the case regarding  
12 Quintin Hawkins?
- 13 A. Yes. We discussed, in generally, yesterday by  
14 speakerphone in Mr. Pitt's office.
- 15 Q. Was it during your conversation with -- strike that.  
16 How did you receive notice of this deposition?
- 17 A. First I heard of it, Mr. Pitts contacted me by cell  
18 phone in Baltimore, Maryland.
- 19 Q. And is it true that you were, in fact, in Baltimore,  
20 Maryland on Tuesday morning?
- 21 A. I was in Baltimore. I flew out there on Saturday  
22 morning, and I did not return until Wednesday  
23 afternoon.

□

53

- 1 Q. Were you scheduled to return on Wednesday?
- 2 A. I was scheduled to return on Wednesday.
- 3 Q. I'm going to show you a document. It's not going to  
4 be marked as an exhibit because it's not pertinent to  
5 the case, but for my own purposes I'm just going to  
6 ask you to take a look at that document, both the  
7 first and second pages. For the record, this is a  
8 copy of the subpoena that was allegedly served on  
9 Lieutenant Reynolds.
- 10 A. I have never seen this document.
- 11 Q. And on the second page where it indicates personally

rr112103.txt  
12 served and who it was served on, is that your name  
13 written there? (Indicating.)  
14 A. Yes, it is.  
15 Q. And once again, it's your testimony that you were not  
16 personally served a subpoena in this case?  
17 A. It says personal here, manner of service, but no. I  
18 still have not seen a copy of this subpoena simply  
19 because I have not been back to my office. If it  
20 exists, then it is there.  
21 Q. And in fact, as we've discussed and just hammering  
22 the point, you were, in fact, out of town on November  
23 18th when it indicates that that subpoena was

□

54

1 personally served on you; is that correct?  
2 A. I was out of town. I was in Baltimore. That's  
3 correct.  
4 MR. RUCKER: Thank you. I don't have any  
5 further questions. I don't have any further  
6 questions, Mike and Steve.  
7 MR. HARMON: Can we -- I request that the  
8 exhibits that you've shown him, if those can be faxed  
9 up to us, then we have an opportunity to ask him some  
10 questions.  
11 MR. RUCKER: That's assuming that there's a  
12 fax machine available here. I'm not aware of whether  
13 there is or is not. I can find out.

rr112103.txt

14 MR. HARMON: Okay. That would be great. If  
15 we could go off the record here maybe and see if we  
16 can get that accomplished and then maybe follow up  
17 with some questions.

18 MR. GRIFFIN: Off the record, 11:20 a.m.  
19 (Whereupon, a brief recess was taken.)

20 MR. GRIFFIN: Back on the record, 11:40.

21

22 EXAMINATION BY MR. HARMON:

23 Q. Thank you. This is Michael Harmon, attorney for the

□

55

1 City of Cincinnati and the Cincinnati police officer  
2 defendants. Officer Reynolds, it is correct, isn't  
3 it, that at mid afternoon yesterday, the 20th of  
4 November, that I did talk to you on the phone; is  
5 that correct?

6 A. Yes, sir, that is correct.

7 Q. And we just talked about -- I asked you what you knew  
8 about the case?

9 A. Yes, sir.

10 Q. Now, in this deposition, you have referred to the  
11 fact that the night that you got the call from your  
12 records people about the apprehension in Cincinnati  
13 of the suspect, that you had in your car what's  
14 called a BOLO sheet on this case?

rr112103.txt

- 15 A. That is correct.
- 16 Q. Could you please tell for the record what is meant by
- 17 BOLO sheet?
- 18 A. It's just basically for our interdepartmental
- 19 purposes. It just says "Major Crimes Unit, BOLO,"
- 20 which means be on the lookout for. And this is a
- 21 document that me and Kathy generated and was handed
- 22 out at all roll calls in all three precincts within
- 23 our department.

□

56

- 1 Q. Okay. Thank you. Now, calling your attention to the
- 2 Exhibit Number 6 of your deposition, could you take a
- 3 look at that. That's the exhibit that has the
- 4 communication from the FBI in Clarksburg on July
- 5 31st, 2001.
- 6 A. Yes, sir, it is.
- 7 Q. Down at the bottom part of that exhibit where you see
- 8 the name, Hawkins, Quintin Dante, D. O. B. 8/18/77?
- 9 A. Correct.
- 10 Q. Do you see the FBI number?
- 11 A. Yes, sir.
- 12 Q. Do you see the words -- right next to the FBI number
- 13 are the stars, and then it says "wanted, check NCIC."
- 14 A. Yes, sir.
- 15 Q. How do you interpret the significance of the word
- 16 "wanted" on that document at that point?

rr112103.txt

17 MR. RUCKER: Objection. Go ahead and answer  
18 if you can.

19 THE WITNESS: Wanted in criminal terminology  
20 means that they are, a department wants them, either  
21 for an inquiry or an actual warrant.

22 Q. (BY MR. HARMON:) Okay. Thank you. Now lastly,  
23 you've indicated that you talked to some people on

□

57

1 the phone in Cincinnati about this matter, but on  
2 July 31st and afterwards the only person that you  
3 think you know by name that you talked to was this  
4 Dick Ruzsa; is that correct?

5 A. That is the only name that I documented in my  
6 original notes, that is correct.

7 Q. And you were never able to reach contact with  
8 officer, Cincinnati Officer Stanton; is that correct?

9 A. To my knowledge I never spoke with that officer, no.

10 Q. Did you ever speak to Cincinnati Officer Michael  
11 Macchenheimer if you know?

12 A. I have never heard that name before, so the answer  
13 would be no.

14 Q. Did you ever speak to a Cincinnati Officer Rodney  
15 Pompey at all?

16 A. No, not that I'm aware of.

17 MR. HARMON: Thank you. I have no further

rr112103.txt

18 questions. Mr. Lazarus may have a question or two.

19

20 EXAMINATION BY MR. LAZARUS:

21 Q. Yes, Lieutenant Reynolds, this is Steve Lazarus.

22 A. Yes.

23 Q. I wanted to just clear up one thing. During your

□

58

1 testimony, you've referred to Cincinnati and the  
2 issues of whether Cincinnati had Quintin Hawkins or  
3 that you talked to Cincinnati. Could you explain  
4 what you meant by the term Cincinnati?

5 A. I would assume -- well, I would not even say assume.  
6 When referring to Cincinnati meaning a geographical  
7 area in that that's where I was calling. Now, I did  
8 believe that the fact that I was aware that the  
9 communiques were coming from Cincinnati, that I was  
10 speaking with Cincinnati P. D.; however, early on  
11 when relating back to some of the documents that I  
12 received, I then understood that I was speaking with  
13 Hamilton County's Detention Facility.

14 MR. LAZARUS: All right. I think that's all I  
15 have. Thank you very much for clearing that up.

16

17 FURTHER EXAMINATION BY MR. RUCKER:

18 Q. I have a couple of follow-up questions to those. Who  
19 did you believe arrested Mr. Hawkins?

rr112103.txt

20 A. It was -- I was told -- it was my understanding that  
21 Cincinnati P. D. had arrested.  
22 Q. And is that specifically where you got the name  
23 Thomas Stanton or Stanton, S-t-a-n-t-o-n?

□

59

1 A. No, actually I was given that name from an individual  
2 that answered the phone at the 513-946-6100 number.  
3 Q. And was it your understanding that Stanton was the  
4 contact in Cincinnati on this particular matter?  
5 A. I was told --  
6 MR. HANSON: Objection to the term Cincinnati  
7 being used.  
8 MR. RUCKER: I didn't say Cincinnati.  
9 MR. HARMON: Maybe if you can repeat it. I  
10 thought I heard was it your understanding that that  
11 was the contact in Cincinnati.  
12 MR. RUCKER: No, I said, was it your  
13 understanding that Stanton was the contact on this  
14 matter. I never did say in Cincinnati on this  
15 matter; that Stanton was the contact on this matter.  
16 MR. HARMON: Objection.  
17 THE WITNESS: It was -- I was told  
18 specifically that I would need to speak with Officer  
19 Stanon (sic,) as he was the arresting officer, and at  
20 that time, I was given the phone number of



rr112103.txt  
21 513-352-3591, extension 470, and because that would  
22 be an area he would be at at 10:50 p.m. at night.  
23 MR. RUCKER: Thank you. No further questions.

□

60

1 MR. HARMON: I have no further questions.  
2 Thank you very much, Detective, Lieutenant.  
3 MR. RUCKER: Steve, do you have anything else?  
4 MR. LAZARUS: Nothing further.  
5 MR. GRIFFIN: This is the end of this  
6 deposition, 11:46 a.m.  
7 FURTHER THE DEPONENT SAITH NOT.  
8 (EXHIBITS ATTACHED AND ENCLOSED.)  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

rr112103.txt

23

□

61

1 C E R T I F I C A T E

2

3 STATE OF ALABAMA

4

5 MADISON COUNTY

6

7 I hereby certify that the above and foregoing  
8 deposition was taken down by me in stenotype and the  
9 questions and answers thereto were reduced to writing  
10 under my supervision, and that the foregoing  
11 represents a true and correct transcript of the  
12 testimony given by said witness on said occasion.

13 I further certify that I am neither of  
14 counsel nor of kin to the parties to the action, nor  
15 am I in any way interested in the result of said  
16 cause.

17

18

19

20

\_\_\_\_\_  
MELANIE REAGAN STRANGE

21

COURT REPORTER

22

23

rr112103.txt